IN THE HIGH COURT OF JUDICATURE AT PATNA
MA No.198 of 2000
SHAH UMAIR
Versus
SMT.NEELAM SINHA & ORS
---

10. 14.12.2009 This application has been filed under Section 151 of the Code of Civil Procedure purportedly not only on behalf of the original appellant Shah Umair, appellant No.1 but also one Binesh Manjhi and M/s. National Insurance Company Limited as appellant Nos. 2 and 3 respectively Neither the said appellant No.2 nor appellant No.3 are appellants or even parties in the original Miscellaneous Appeal.

The application appears to have been filed on behalf of the appellants named in the application, although the relief has been sought for respondent No.2, on his own behalf as also as the surviving legal heir and representative of respondent No.1.

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This Court is unable to understand as to how such a shoddy application can be entertained in this Court, when the statutory amount itself has been deposited by filing the appeal by the appellant and no statement has been made as to under what circumstances the respondent has directly approached this Court.

In the above circumstances, the application is dismissed.

The respondent No.2 shall be at liberty to take appropriate steps before the Tribunal for payment of his ad-interim compensation.

VPS **(Ramesh Kumar Datta, J.)**

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